

1 THE CHAIRMAN: Delegate Macdonald, I think any
2 person desiring to speak in opposition may do so before you
3 offer your amendment.

4 Delegate Henderson, do you desire to speak in
5 opposition?

6 DELEGATE HENDERSON: Yes. I suggest that
7 Delegate Willoner is not correct unless this right is put
8 in the Constitution it could not be regulated by the Court
9 or the General Assembly.

10 We are dealing here with a mere matter of
11 practice and procedure and of course the man cannot have
12 a fair and impartial trial if he is able to prove that he
13 has a constitutional right to a removal, so we are not
14 leaving the matter in limbo. We are merely leaving it
15 where it belongs, its regulation by the Court of Appeals
16 or the General Assembly.

17 I suggest that there is another problem in
18 connection with this which hasn't yet been mentioned.
19 We have adopted a system under which we have one superior
20 court and one district court in the whole State and that
21 would require every judge -- we would have a unified